

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DAYQUON GLOVER,

Plaintiff

v.

ROMAN, et al.,

Defendants

Case No. 3:23-cv-00378-RCJ-CLB

ORDER

On August 1, 2023, Plaintiff, an inmate in the custody of the Nevada Department of Corrections, submitted a civil-rights complaint under 42 U.S.C. § 1983. (ECF No. 1-1). Plaintiff has neither paid the full \$402 filing fee nor applied to proceed *in forma pauperis* in this action.

The United States District Court for the District of Nevada must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). The fee for filing a civil-rights action is \$402, which includes the \$350 filing fee and the \$52 administrative fee. *See id.* at § 1914(b). “Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*.” Nev. Loc. R. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court’s approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court’s approved form, that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**. *See* 28 U.S.C. § 1915(a)(1)–(2); Nev. Loc. LSR 1-2. *In forma pauperis* status does not relieve an inmate of his or her obligation to pay the filing fee, it just means that the inmate can pay the fee in installments. *See* 28 U.S.C. § 1915(b).

For the foregoing reasons, it is ordered that on or before **Monday, October 9, 2023**, Plaintiff will either pay the full \$402 filing fee or file a fully complete application to

1 proceed *in forma pauperis* with all three required documents: (1) a completed application
2 with the inmate's two signatures on page 3, (2) a completed financial certificate that is
3 signed both by the inmate and the prison or jail official, and (3) a copy of the inmate's
4 trust fund account statement for the previous six-month period.

5 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
6 he fails to timely comply with this order. A dismissal without prejudice allows Plaintiff to
7 refile the case with the Court, under a new case number, when he can file a complaint
8 and a complete application to proceed *in forma pauperis* or pay the required filing fee.

9 It is further ordered that the Clerk of the Court will send Plaintiff Dayquon Glover
10 the approved form application to proceed *in forma pauperis* for an inmate and instructions
11 for the same and retain the complaint (ECF No. 1-1) but not file it at this time.

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13 DATED this 8th day of August 2023.

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16 UNITED STATES MAGISTRATE JUDGE
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